## BIRCH, STEWART, KOLASCH & BIRCH, LLP

TERRELL C. BIRCH
RAYMOND C. STEWART
JAMES M. SLATTERY
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY. JR.
GERALD M. MURPHY. JR.
GERALD M. MURPHY. JR.
MARC S. WEINER
JOE MCKINNEY MUNCY
ROBERT J. KENNEY
JOHN W. BAILEY
MARK J. NUELL, Ph.D.
JAMES T. ELLER, JR.
D. RICHARD ANDERSON
THOMAS M. SMALL'
ROBERT A. SELDON'
JOHN A. SCILLIERI'
SANFORD ASTOR'

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
BERNARD L. SWEENEY\*
ELLIOT A. GOLDBERG\*
WILLIAM L. GATES\*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)\*
F. PRINCE BUTLER
FRED S. WHISENHUNT (RET.)
JAMES W. HELLWEGE
QUENTIN R. "RICK" CORRIE
ROBERT F. GNUSE
DAVID R. MURPHY
ROBERT M. ASHEN\*
MICHAEL R. CAMMARATA

\*ADMITTED TO A BAR OTHER THAN VA.



INTELLECTUAL PROPERTY LAW 8110 GATEHOUSE ROAD SUITE 100 EAST FALLS CHURCH, VA 22042-1248

> (703) 205-8000 FAX: (703) 205-8050 (703) 698-8590 (G IV)

USA

e-mail: mailroom@bskb.com web: http://www.bskb.com

> CALIFORNIA OFFICES: CARLSBAD, CALIFORNIA COSTA MESA, CALIFORNIA LOS ANGELES, CALIFORNIA

> > Date: October 10, 2003

> > Docket No.: 0649-0921P

SENIOR COUNSEL: JOSEPH A. KOLASCH

JOSEPH A. KOLASCH

SCOTT L. LOWE
PAUL C. LEWIS
RICHARD GALLAGHER 47
MARYANNE ARMSTRONG-PHD.
KALPANA REDDY
ESTHER H. CHONG
CATHERINE M. VOISINET'
EUGENE T. PEREZ
CAROLYNT T. BAUMGARDNER'
MARTIN R. GEISSLER'
J. ALISON GRABELL'
J. ALISON GRABELL'
J. ALISON GRABELL'
J. ALISON GRABELL
T. BENJAMIN SCHROEDER, PH.D.
PERCY L. SQUARE
HYUNG N. SOHN
CLINT A. GERDINE
CRAIG A. MCROBBIE
WILLIAM F. NIXON'
DANIEL K. DORSEY
MATTHEW T. SHANLEY

REG. PATENT AGENTS:
FREDERICK R. HANDREN
MAKI HATSUMI
GARTH M. DAHLEN, PH.D.
ROBERT E. GOOZNER, PH.D.
KRISTI L. RUPERT, PH.D.
SUSAN W. GORMAN, PH.D.
ROBERT W. DOWNS
CHAD J. BILLINGS
CHRISTINE V. CASTILLO
CARL T. THOMSEN
JASON W. RHODES
SAM BHATTACHARYA
BRADLEY C. FACH

## MS PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## .Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): AIBA, Satoshi; TANI, Tadaaki and

TSUKADA, Toshio

For: SILVER HALIDE PHOTOGRAPHIC EMULSION AND PHOTOTHERMOGRAPHIC

MATERIAL USING THE SAME

## Enclosed are:

$\boxtimes$	A specification consisting of One Hundred and Thirty-three (133) pages					
	( ) sheet(s) formal drawings					
$\boxtimes$	An assignment of the invention					
	Applicant claims small entity status under 37 C.F.R. § 1.27					
	Applicant does not claim priority					

$\boxtimes$	Applicant claims the right of priority under 35 U.S.C. § 119 based on Application No(s). 2002-299173 filed in JAPAN on October 11, 2002.  Certified copy(ies) is(are) attached hereto.  Certified copy(ies) will follow.						
$\boxtimes$	Executed Declaration ( Original Photocopy)						
	Application Data Sheet in accordance with 37 C.F.R. § 1.76						
$\boxtimes$	Preliminary Amendment						
	Information Disclosure Statement, PTO-1449 and reference(s)						
	Other:						
	Applicant requests early publication - \$300.00 publication fee						
	Non-publication Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i)						

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE		\$770.00	\$385.00	
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CI.ATMS	7- 20 =	0	X 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	1- 3 =	0	x 86 = \$0.00	x 43 = \$0.00
MULTIPLE DEPENDENT  CLAIMS PRESENTED		+ \$290.00	+ \$145.00	
		TOTAL	\$770.00	\$0.00

 $oxed{\boxtimes}$  A check in the amount of \$810.00 to cover the filing fee and recording fee (if applicable) is enclosed.

- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.
- □ Please send correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 02292 P.O. Box 747 Falls Church, VA 22040-0747 (703) 205-8000

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

Marc S. Weiner, #32,181

MSW/smt -0649-0921P

Attachment(s)

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

(Rev. 09/30/03)